UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

BYRON SMITH

Plaintiff,

v.

NEVER SINK MEDIA LLC

Defendant.

STIPULATION OF SETTLEMENT **DISMISSAL OF CIVIL ACTION** WITH PREJUDICE (FRCP 41(a)(1)(A)(i))

Case No.: 1:18-cv-4292-PKC-CLP

IT IS HEREBY STIPULATED by Plaintiff Byron Smith and Defendant Never Sink Media LLC that the case has been settled and that the above case should be dismissed with prejudice with each side to bear its own costs and attorney's fees.

/s/Richard Liebowitz Richard P. Liebowitz Liebowitz Law Firm, PLLC 11 Sunrise Plaza, Suite 305 Valley Stream, NY 11580 Tel: (516) 233-1660 RL@LiebowitzLawFirm.com

Dated: August 13, 2019

Attorneys for Plaintiff Byron Smith

/s/Roya Sadiqi Colleran, O'Hara & Mills, L.L.P. 100 Crossways Park Drive West, Suite 200

Woodbury, NY 11797 Tel: (516) 248-5757

rs@cohmlaw.com

Dated: August 13, 2019

Attorneys for Defendant Never Sink Media LLC